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**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
SECURITIES DIVISION**

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IN THE MATTER OF DETERMINING
Whether there has been a violation
of the Business Opportunity Fraud Act by:

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CONSUMER SERVICES, its agents and
employees,

Respondents.

SDO - 39 - 01

SUMMARY ORDER TO CEASE AND DESIST

Case No. 00-03-0073

THE STATE OF WASHINGTON TO: Consumer Services
131 D.W. Highway, #456
Nashua, NH 03060

STATEMENT OF CHARGES

Please take notice that the Securities Administrator of the State of Washington has reason to believe that Respondent Consumer Services, and its agents and employees, have violated the Business Opportunity Fraud Act of Washington and that their violations justify the entry of an order of the Securities Administrator under RCW 19.110.150 to cease and desist from such violations. The Securities Administrator finds that delay in ordering Respondent to cease and desist from such violations would be hazardous to the investors and to the public and that a Summary Order to Cease and Desist should be entered immediately. The Securities Administrator finds as follows:

TENTATIVE FINDINGS OF FACT

I. Respondent

1. **CONSUMER SERVICES** maintains business addresses at 131 D.W. Highway, #456, Nashua, NH, 03060, and 10 Mount Vernon St., #237, Winchester, MA 01890. Consumer Services is the seller of an opportunity involving payment for in-home mail processing.

II. Nature of the Opportunity

2. In April of 2000, a staff member with the Securities Division responded to an advertisement in the Bellingham Herald’s classified section, dated March 19, 2000, which read as follows:

Home Mailers Needed
Earn \$635 weekly mailing
letters. Easy! Limited
Open Positions
Call 1-800-652-8726
Ext 2025 24 Hrs

The staff member phoned the number listed in the advertisement, and left a voice message asking for promotional materials relating to the Consumer Services mail processing opportunity to be mailed to him.

3. The staff member subsequently received materials from Consumer Services through the U.S. mail, including a promotional flyer and “Quick Response Discount Order Form” regarding the opportunity. The flyer stated, in part:

Weekly Paychecks Mailed to You for
Sums of \$635 or More for
Processing Mail
From the comfort of your own home! . . .
Consumer Services needs people right away to do envelope work from home . . .
You can get started making money the minute your package arrives.

4. The flyer provided that offerees were required to send to Respondent a remittance fee of \$34.95 for a booklet entitled “The Official Home Employment Guide” and to apply to be a home mailer with Consumer Services. The flyer also provided the following:

To offer you **The Official Home Employment Guide** on anything but a guaranteed basis would be unfair. Therefore, you automatically have a **30-day Money Back Guarantee** to assure the return of your full purchase price if your are not satisfied.

5. No other disclosure document containing material information regarding the mail processing opportunity and Consumer Services accompanied or was referenced in the flyer, including, but not limited to, a current financial statement of the seller.

1 6. Consumer Services is continuing to advertise its mail processing opportunity in the state of
2 Washington.

3 **III. Registration Status**

4 7. Consumer Services is not currently registered to sell its business opportunities in the state of
5 Washington and has not previously been so registered.

6 Based upon the above Tentative Findings of Fact, the following Conclusions of Law are made:

7 **CONCLUSIONS OF LAW**

8 **I. Business Opportunity**

9 The offer and/or sale of the mail processing opportunity as described above constitutes the offer and/or sale
10 of a business opportunity as defined in RCW 19.110.020(1).

11 **II. Registration of Business Opportunity**

12 The offer and/or sale of said business opportunity is in violation of RCW 19.110.050(1) because it had not
13 been registered with the Administrator of Securities prior to the advertising, soliciting, or making of any offer
14 and/or sale of the business opportunity in this state.

15 **III. Disclosure/Fraud**

16 The offer and/or sale of said business opportunity was made in violation of RCW 19.110.070 and RCW
17 19.110.120, the disclosure document and antifraud provisions of the Business Opportunity Fraud Act, respectively.
18 Respondent violated those provisions by failing to provide prospective purchasers a disclosure document
19 containing complete material information regarding the business opportunity, including but not limited to a
20 financial statement of the seller.
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EMERGENCY

The Securities Administrator finds that an emergency exists, as the continued offering of the business opportunity described above in violation of RCW 19.110.050(1), RCW 19.110.070 and RCW 19.110.120 presents a threat to the investing public. The Securities Administrator therefore finds that a summary order to cease and desist from those violations is in the public interest and necessary for the protection of the investing public.

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SUMMARY ORDER

Based on the foregoing, NOW, THEREFORE, IT IS HEREBY SUMMARILY ORDERED that Respondent Consumer Services, and its agents and employees, each cease and desist from offering and/or selling business opportunities in any manner in violation of RCW 19.110.050 (1), the section of the Business Opportunity Fraud Act requiring registration.

It is further SUMMARILY ORDERED that Consumer Services, and its agents and employees, each cease and desist from violation of RCW 19.110.170 and RCW 19.110.120, the disclosure document and antifraud provisions, of the Business Opportunity Fraud Act, respectively.

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AUTHORITY AND PROCEDURE

This Order is entered pursuant to the provisions of RCW 19.110.150, and is subject to the provisions of Chapter 34.05 RCW. Respondent may make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this order.

If Respondent does not request a hearing, the Securities Administrator intends to adopt the above Tentative Findings of Fact and Conclusions of Law as final and make the summary order to cease and desist permanent as to that Respondent.

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WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.

DATED this 30th day of May, 2001.

Deborah R Bortner

DEBORAH R. BORTNER
Securities Administrator

Approved By:

Presented by:

Michael E. Stevenson
Chief of Compliance

Chad Standifer
Staff Attorney